

UNITED STATES OF AMERICA  
UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN

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In Re:	)	
	)	Administrative Order
LOCAL CIVIL RULE 5.7(d) and	)	No. <u>14-021</u>
LOCAL CRIMINAL RULE 49.10(d)	)	
<hr style="width:40%; margin-left:0;"/>	)	

At a regular Judges' meeting conducted on March 7, 2014, the Court approved amendments to the Local Rules involving the filing of state-court records in habeas corpus cases pursuant to Rule 5(c) and (b) of the Rules Governing Section 2254 Cases in the United States District Courts. At present, Local Civil Rule 5.7(d)(ii)(B) prohibits the filing of such records electronically and requires their submission in paper form. At the request of the Michigan Attorney General's Office, the Court reexamined the policy underlying the present rule and determined that the prohibition against electronic filing no longer serves its intended purpose. Furthermore, electronic maintenance of such records will effect cost savings and allow counsel to cite to page ID numbers in both trial and appellate court briefs. To facilitate electronic filing of these and other large documents, the Court decided to increase the allowable file size for electronic filing from 5 MB to 10 MB in both civil and criminal cases.

**NOW, THEREFORE:**

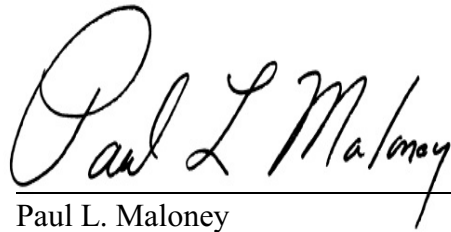
**IT IS ORDERED** that Local Civil Rule 5.7(d)(ii)(B) is hereby **REPEALED**.

**IT IS FURTHER ORDERED** that Local Civil Rule 5.7(d)(vii)(A) and Local Criminal Rule 49.10(d)(vii)(A) are hereby amended to replace the 5 MB limit with a 10 MB limit

**IT IS FURTHER ORDERED** that the foregoing amendments shall take effect immediately, because they do not affect substantive or procedural rights and will afford immediate improvement to the record keeping of this Court. See 28 U.S.C. § 2071(e). Any member of the public may, however, submit a comment in writing no later than **May 1, 2014**, to the Clerk of Court by mail or electronically to [ecfhelp@miwd.uscourts.gov](mailto:ecfhelp@miwd.uscourts.gov). The Court will consider all comments and determine whether a further amendment to the Rule is required.

**IT IS FURTHER ORDERED** that the Clerk shall provide a copy of this Administrative Order to the Judicial Conference of the Sixth Circuit, the Administrative Office of the United States Courts, the United States Attorney and the Federal Public Defender for this District, the Local Rules Advisory Committee for the Western District of Michigan, and the Standing Committee on Rules of the Judicial Conference. All attorneys who are registered for electronic service on the CM/ECF system shall be given electronic notice of this Rule Amendment.

FOR THE COURT:

A handwritten signature in black ink, reading "Paul L. Maloney", written over a horizontal line.

Paul L. Maloney  
Chief United States District Judge

Dated: March 19, 2014